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11 Attorneys for Defendant and Counterclaimant
Sun Microsystems, Inc.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
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16 NETWORK APPLIANCE, INC.,

17 Plaintiff - Counterclaim
Defendant,

18 v.

19 SUN MICROSYSTEMS, INC.,

20 Defendant -
21 Counterclaimant.
22

CASE NO. 3:07-CV-06053 EDL

**[PROPOSED] ORDER GRANTING SUN
MICROSYSTEMS, INC.'S EX PARTE
APPLICATION TO SHORTEN TIME FOR
HEARING ON SUN'S RENEWED
MOTION FOR PARTIAL STAY OF THE
CASE PENDING REEXAMINATION OF
UNITED STATES PATENT NO. 6,892,211**

**Date: TBD
Time: TBD
Courtroom: E, 15th Floor
Hon. Elizabeth D. Laporte**

23 Having read and considered all of the evidence and arguments submitted in support of and
24 in opposition to Sun Microsystems, Inc. ("Sun") *Ex Parte* Application to Shorten Time for
25 Hearing on Sun's Renewed Motion For Partial Stay Of The Case Pending Reexamination Of
26 United States Patent No. 6,892,211 ("*Ex Parte* Motion"), IT IS HEREBY ORDERED that Sun's
27 *Ex Parte* Motion is GRANTED. Sun's Renewed Motion for Partial Of The Case Pending
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1 Reexamination of United States Patent No. 6,892,211 is deemed filed as of September 8, 2008.
2 Network Appliance, Inc.'s ("NetApp") Opposition, if any, to Sun's Motion shall be filed and
3 served no later than 5:00 p.m. (PST) on September 17, 2008. Sun's Reply, if any, shall be filed
4 and served no later than 5:00 p.m. (PST) on September 24, 2008.

5 The hearing for Sun's Motion shall be September 30, 2008 at 9:00 a.m. in Courtroom E of
6 the above-titled Court.

7 IT IS SO ORDERED.
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9 Dated: September __, 2008.

10 UNITED STATES MAGISTRATE JUDGE
11 ELIZABETH D. LAPORTE
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